

SUPERIOR COURT OF ARIZONA
MARICOPA COUNTY

FC 2011-091523

02/14/2012

HONORABLE BOYD W. DUNN

CLERK OF THE COURT
A. Kirkendall
Deputy

IN RE THE MARRIAGE OF
DONALD CYRIL URBAN

DONALD CYRIL URBAN
1865 N HIGLEY RD #1024
MESA AZ 85205

AND

JACQUELINE ORETTA URBAN

MICHAEL E HURLEY

MATTER TAKEN UNDER ADVISEMENT

Courtroom 206 – SEA

Prior to commencement of today's proceedings, Respondent's exhibits 1 through 9 and Petitioner's exhibits 10 through 17 are marked for identification.

1:39 p.m. This is the time set for Trial re: *Petition for Dissolution of a Non-Covenant Marriage With Children* filed April 1, 2011. Petitioner/Father, Donald Cyril Urban (hereafter referred to as "Father and/or Husband") is present on his own behalf. Respondent/Mother, Jacqueline Oretta Urban (hereafter referred to as "Mother and/or Wife") is present with counsel, Michael E. Hurley.

A record of the proceedings is made by audio and/or videotape in lieu of a court reporter.

Discussion is held with the Court.

Father and Mother are sworn.

LET THE RECORD REFLECT that counsel for Mother objects to Father's exhibits being considered due to late disclosure.

Father, having been previously sworn, now testifies.

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Father's exhibit 16 is received in evidence.

Mother, having been previously sworn, takes the stand and now testifies.

Mother's exhibits 1, 8 and 9 are received in evidence.

With regards to the personal property that is currently in storage,

LET THE RECORD REFLECT that the parties have reached a full agreement as to the division of the personal property in the storage unit. Husband shall not remove any items from the unit without Wife's knowledge and permission.

IT IS ORDERED that Husband shall continue to maintain the storage unit until further order of the Court.

IT IS FURTHER ORDERED that Wife shall be given the opportunity to inspect the storage unit by close of business today.

IT IS FURTHER ORDERED that Husband shall provide Wife with the keys to the storage unit today and disclose the location of the unit.

Mother's exhibits 4, 5, 6, and 7 are received in evidence.

Based on the evidence,

THE COURT FINDS that the minor children who is the subject of this action lived in Arizona with a parent, or a person acting as a parent, for at least six consecutive months or more prior to the commencement of this action, or at least from the time of birth of the child until this action was commenced, such that Arizona is the home state of the child vested with jurisdiction to make a child custody determination pursuant to A.R.S. §25-1031(A)(1).

THE COURT FURTHER FINDS that joint legal custody is in the best interest of the parties' minor children.

IT IS ORDERED awarding the parties joint legal custody of their minor children, **Jordan Cyril (DOB: 04/30/1993) and Jared Patrick (DOB: 07/20/1994) Urban.**

IT IS FURTHER ORDERED that Mother is designated as the primary residential custodian and the minor children shall reside with Mother. Father shall have parenting time as desired by the children.

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IT IS FURTHER ORDERED that the parties shall confer regarding making decisions for the children. In the event of conflict, Mother shall be designated the final decision maker.

IT IS FURTHER ORDERED that Wife shall be given full ownership interest in her automobile, the 2006 Kia Optima, and will continue to pay the debt thereon and hold Husband harmless of that obligation.

IT IS FURTHER ORDERED restoring Wife's name to **Jacqueline Oretta Hill**.

IT IS FURTHER ORDERED that Father shall maintain medical, dental and vision insurance for the benefit of parties' minor children.

IT IS FURTHER ORDERED that each party shall pay their own attorney's fees and costs incurred in this matter.

IT IS FURTHER ORDERED taking the issues of spousal maintenance, child support and related items, allocation of the tax exemptions, division of the remaining property and of community obligations under advisement.

There being no further need to retain the exhibits not offered in evidence in the custody of the Clerk of the Court,

IT IS ORDERED that the Clerk permanently release all exhibits not offered in evidence to the counsel/party causing them to be marked, or to their written designee.

IT IS FURTHER ORDERED that counsel/party or written designee take immediate possession of all exhibits referenced above.

ISSUED: *Exhibit Release Form*

2:52 p.m. Matter concludes.

**PLEASE NOTE: IMPORTANT INFORMATION RE: CD/VIDEOTAPE
FEE CURRENTLY IN EFFECT**

This Courtroom uses an electronic recording system for the record. All CDs and videotapes will be provided by the Court, regardless of when the copies are made. A fee of \$20.00 will apply to all copies requested, either on the day of the hearing or for hearings recorded on an earlier date. Forms to request a recording of a proceeding are available in the Self-Service Centers and in the JAVS and FTR courtrooms.

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If a party wants a court reporter to record a proceeding in this Court, a written request must be filed at least 48 hours before the commencement of the proceedings.

A person requesting a daily copy CD or videotape must complete the appropriate request form and pay the applicable fee at the Self-Service Center. Upon payment of the appropriate fees through the Self-Service Center, a receipt will be issued which shall then be presented to Court staff for preparation of the CD or videotape in the customary manner.

A person wanting a copy of a hearing from a previous occasion must contact Ken Crenshaw at 602-506-7100.

NOTICE: A child should not be brought to the Courthouse to be present during a court proceeding except in the circumstance that the child is to be interviewed by the Judge in chambers or unless the child's presence is otherwise required for the court proceeding. Whenever a child is brought to the Courthouse, it is the responsibility of the party who brings the child to arrange for appropriate care and supervision of the child outside of the courtroom and judicial offices. The duties of Court personnel do not permit them to perform this function.

All parties representing themselves must keep the Court updated with address changes. A form may be downloaded at: <http://www.superiorcourt.maricopa.gov/SuperiorCourt/Self-ServiceCenter>.